

1-1 By: Dale (Senate Sponsor - Huffman) H.B. No. 4030  
1-2 (In the Senate - Received from the House May 4, 2015;  
1-3 May 5, 2015, read first time and referred to Committee on Criminal  
1-4 Justice; May 21, 2015, reported favorably by the following vote:  
1-5 Yeas 7, Nays 0; May 21, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Whitmire	X		
1-9	Huffman	X		
1-10	Burton	X		
1-11	Creighton	X		
1-12	Hinojosa	X		
1-13	Menéndez	X		
1-14	Perry	X		

1-15 A BILL TO BE ENTITLED  
1-16 AN ACT

1-17 relating to applications for and certain information regarding an  
1-18 applicant for registration or endorsement under the Private  
1-19 Security Act.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Section 1702.230, Occupations Code, is amended  
1-22 by amending Subsection (a) and adding Subsections (d), (e), and (f)  
1-23 to read as follows:

1-24 (a) An application for registration or endorsement must be  
1-25 verified and include:

1-26 (1) the applicant's full name, residence address,  
1-27 residence telephone number, date and place of birth, and social  
1-28 security number;

1-29 (2) a statement that:

1-30 (A) lists each name used by the applicant, other  
1-31 than the name by which the applicant is known at the time of  
1-32 application, and an explanation stating each place where each name  
1-33 was used, the date of each use, and a full explanation of the  
1-34 reasons the name was used; or

1-35 (B) states that the applicant has never used a  
1-36 name other than the name by which the applicant is known at the time  
1-37 of application;

1-38 (3) the name and address of the applicant's employer  
1-39 and, if applicable, the applicant's consulting firm;

1-40 (4) the date the employment commenced;

1-41 (5) a letter from the license holder requesting that  
1-42 the applicant be registered or endorsed;

1-43 (6) the title of the position occupied by the  
1-44 applicant and a description of the applicant's duties; ~~and~~

1-45 (7) the required fees, including the criminal history  
1-46 check fee established under Section 1702.282;

1-47 (8) fingerprints of the applicant provided in the  
1-48 manner prescribed by the board; and

1-49 (9) any other information, evidence, statement, or  
1-50 document required by the board.

1-51 (d) For purposes of Subsection (a), an application is not  
1-52 considered to be verified until the board has received electronic  
1-53 verification from the department or the Federal Bureau of  
1-54 Investigation, as applicable, that the applicant has submitted the  
1-55 applicant's fingerprints.

1-56 (e) The board shall make information available to the public  
1-57 concerning whether an applicant for registration or endorsement has  
1-58 met the requirements under this chapter for performing a service  
1-59 for which the registration or endorsement is required.

1-60 (f) If information concerning an applicant is not made  
1-61 available under Subsection (e) before the 48th hour after the time

2-1 the applicant's fingerprints are submitted in accordance with  
2-2 Subsection (a), the applicant may begin performing the duties of  
2-3 employment for which the registration or endorsement is required,  
2-4 other than duties as a commissioned security officer, if the  
2-5 employer or its agent:

2-6 (1) verifies through the department's publicly  
2-7 accessible website that the applicant is:

2-8 (A) not disqualified for the registration or  
2-9 endorsement based on the applicant's criminal history; and

2-10 (B) not required to register as a sex offender  
2-11 under Chapter 62, Code of Criminal Procedure; and

2-12 (2) maintains in the applicant's employee file a copy  
2-13 of the search results obtained under Subdivision (1).

2-14 SECTION 2. Section 1702.230(a), Occupations Code, as  
2-15 amended by this Act, applies only to an application for  
2-16 registration or endorsement that is submitted to the Texas Private  
2-17 Security Board on or after the effective date of this Act. An  
2-18 application submitted before the effective date of this Act is  
2-19 governed by the law in effect on the date the application was  
2-20 submitted, and the former law is continued in effect for that  
2-21 purpose.

2-22 SECTION 3. This Act takes effect September 1, 2015.

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